



International Bureau

Federal Communications Commission
Washington, DC 20554

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Federal Communications Commission
Office of the Secretary

September 27, 2002

Kenneth D. Patrich
Timothy J. Cooney
Wilkinson Barker Knauer, LLP
2300 N Street, NW
Suite 700
Washington, DC 20037

Re: Request for further information regarding transfer of certain Commission licenses from Bell Atlantic New Zealand Holdings, Inc. to Pacific Telecom Inc. **IB** Docket 02-111.

Dear Mr. Patrich and **Mr** Cooney:

This is a second information request regarding the petition for declaratory ruling and applications to transfer control of various Commission licenses and authorizations filed by you on behalf of Bell Atlantic New Zealand Holdings, Inc. ("BANZHI") and Pacific Telecom Inc. ("PTI"). In order for the Commission to complete its analysis as required under sections 214, 310(d) and 310(b)(4) of the Communications Act, as amended (the "Act"), additional information and clarification regarding the transaction is needed.

Accordingly, pursuant to sections 214 and 308(b) of the Act¹ and section 63.18 of the Commission's rules,² please provide written responses and supporting documentation for the questions set forth below, and, where appropriate, amend the applications and petition for declaratory ruling to reflect such responses.

1. Do any of the beneficiaries of the various Tan Family Trusts have voting interests in Tan Holdings Company, THC Communications or Pacific Telecom Inc.? Is Sju Lin Tan, as Trustee of the various Tan Family Trusts, vested with voting power for all the trusts?
2. Please verify that each name listed as a beneficiary of the Various Tan Family Trusts (as listed on Attachment 5 of your August 16, 2002 response) is a separate individual and not the same individual with a surname omitted. For example, "Raymond Cho Lung Tan" of the Tan Family Trust and "Raymond Tan" of the

¹ 47 U.S.C. §§ 214, 308(b); *see also* 47 C.F.R. § 1.65.
47 C.F.R. § 63.18.

Pak Kim Lan Tan and Raymond Cho Lung Tan Trusts are, in fact, separate individuals.

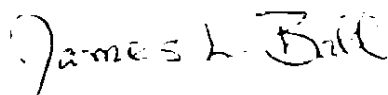
3. Have there been any amendments to the Stock Purchase Agreement? If so, please provide copies thereof.
4. Do any carriers other than GTE Pacifica and WorldCom provide rate integrated service to the Commonwealth of the Northern Marianas Islands ("CNMI")? After the transaction becomes effective, will equal access be available for long distance service? Please provide long distance rates from the time period beginning six months before to six months after rate integration was implemented in CNMI.
5. In the "Joint Opposition to Petitions to Deny and Informal Opposing Comment" on page 32, PTI and BANZHI state that long distance rates are currently lower than required by integration. Please provide the required rate integration rate and the current long distance rate.
6. Please clarify whether the market share information provided on page 3 of Attachment 7 of your August 16, 2002 response is based solely on presubscribed 1+ Originating minutes. If it is not, please explain how the market share figures were calculated and provide a similar breakdown of market share for only presubscribed 1+ originating minutes.
7. Please provide copies of the subscription agreements referred to in Article 3.2 of the Shareholder's Agreement, or other agreements, evidencing the agreements to contribute to the capital of the company.

Because the information we are requesting is critical to our review of the applications associated with this transfer, we will temporarily stop the 180-day clock for our review effective today September 27, 2002. We will restart the clock once the remaining information has been provided to us, and we have had an opportunity to review it to ensure that the information provided is sufficient to allow us to complete our review of the applications.³ Your responses to this letter should be filed with the Secretary, Federal Communications Commission and should reference IB Docket No. 02-111. Please also file courtesy copies of your response by email with Gardner Foster (gfoster@fcc.gov), David Strickland (dstrickl@fcc.gov), and Neil Dellar (ndellar@fcc.gov).

³ It should also be noted that we stopped the 180-day clock from August 1, 2002 through August 16, 2002 to account for your response to the August 1 Letter sent to you requesting further information on this matter

We would appreciate receiving your response no later than October 14, 2002

Sincerely,

A handwritten signature in black ink that reads "James L. Ball". The signature is written in a cursive, slightly stylized font.

James L. Ball, Chief
Policy Division

cc: Peter D. Shields, Wiley Rein & Fielding, Counsel for BANZHI
Neil Dellar, Office of General Counsel
Thomas Tycz, Chief, Satellite Radio Division
Katherine Harris, Commercial Wireless Division, Wireless Telecommunications
Bureau
Patrick W. Kelly, Deputy General Counsel, Federal Bureau of Investigation
John G. Malcolm, Deputy Assistant Attorney General, Criminal Division, United
States Department of Justice
Thomas K. Crowe, Counsel for Governor of the Commonwealth of *the* Northern
Mariana Islands
Diego M. Songao, Chairman Commonwealth of the Nonhern Mariana Islands
Senate Committee on Public Utilities, Transportation and Communications
Rep. Glona Dlc. Cabrera, Commonwealth of the Northern Manana Islands House
of Representatives
Rep. Stanley T. Torres, Commonwealth of the Northern Mariana Islands House of
Representatives
Rep. Jesus T. Attao, Commonwealth of rhe Eu'orthern Mariana Islands House of
Representatives
Rep. Benjamin B. Seaman, Commonwealth of the Northern Manana Islands
House of Representatives
Rep. Andrew S. Sala, Commonwealth of the Northern Manana Islands House c
Representatives
Rep. Joe P. Deleon Guerrero. Commonwealth of the Northern Manana Islands
House of Represenrati ves
Anthony A. Das, PCI Communications